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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/700,168	11/09/2000	Tetsujiro Kondo	450101-02398	2147
20999	7590	09/29/2005	EXAMINER	
FROMMER LAWRENCE & HAUG 745 FIFTH AVENUE- 10TH FL. NEW YORK, NY 10151			LE, BRIAN Q	
			ART UNIT	PAPER NUMBER
			2623	

DATE MAILED: 09/29/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Election/Restrictions

1. Upon reconsideration, the new claims 35-52 filed on April 13, 2005, are directed on inventions that are independent or distinct from the invention originally claimed for the following reasons: The original invention involves with data sample generation such as grouping and classifying base on distance detection and convergence detection of data. However, the new claims 35-42, drawn to a system for receiving input facial images and compare with template images base on the correlation between images and new claims 43-52, drawn to a method for building a database of facial orientation of image templates by processing images in different directions, determining orientation angle of images, and calculating distances within the range of images. Thus, the restriction filed 07/13/2005 is withdrawn. The Examiner apologizes for the inconvenience that may have caused the Applicant regarding this subject matter.

2. The amendment filed on April 13, 2005 is canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The remaining claims are not readable on the elected invention because they are drawn to inventions that are independent or distinct from the invention originally claimed as explained above.

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

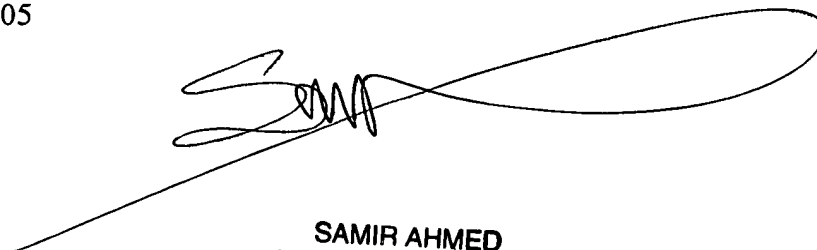
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3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Brian Q. Le whose telephone number is 571-272-7424. The examiner can normally be reached on 8:30 A.M - 5:30 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Amelia Au can be reached on 571-272-7414. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

BL
September 21, 2005



**SAMIR AHMED
PRIMARY EXAMINER**